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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/073,668	02/08/2002	Heinrich Englert	P6608.0US	4591
30008 73	590 08/25/2004	04 EXAMINER		
GUDRUN E. HUCKETT DRAUDT LONSSTR. 53			GOODMAN, CHARLES	
WUPPERTAL,	, 42289		ART UNIT	PAPER NUMBER
GERMANY			3724	

DATE MAILED: 08/25/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)			
Advisory Action	10/073,668	ENGLERT ET AL.			
,	Examiner	Art Unit			
	Charles Goodman	3724			
The MAILING DATE of this communication appe	ars on the cover sheet with the c	orrespondence address			
THE REPLY FILED 13 August 2004 FAILS TO PLACE T Therefore, further action by the applicant is required to av final rejection under 37 CFR 1.113 may only be either: (1) condition for allowance; (2) a timely filed Notice of Appeal Examination (RCE) in compliance with 37 CFR 1.114.	oid abandonment of this application at the control of the control	ation. A proper reply to a			
	PLY [check either a) or b)]				
a) The period for reply expires <u>3</u> months from the mailing date					
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension					
fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of to (2) as set forth in (b) above, if checked. Any reply received by the Office imely filed, may reduce any earned patent term adjustment. See 37 C	the shortened statutory period for reply one later than three months after the mail FR 1.704(b).	originally set in the final Office action; or ing date of the final rejection, even if			
1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.					
2. The proposed amendment(s) will not be entered because:					
(a) They raise new issues that would require further consideration and/or search (see NOTE below);					
(b) ☐ they raise the issue of new matter (see Note below);					
(c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or					
(d) They present additional claims without canceling a corresponding number of finally rejected claims.					
NOTE:					
3. Applicant's reply has overcome the following rejecti	ion(s):				
4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).					
5. ☐ The a) ☐ affidavit, b) ☐ exhibit, or c) ☐ request for application in condition for allowance because:	reconsideration has been consid	dered but does NOT place the			
 The affidavit or exhibit will NOT be considered becaraised by the Examiner in the final rejection. 	ause it is not directed SOLELY to	o issues which were newly			
7. For purposes of Appeal, the proposed amendment (explanation of how the new or amended claims wo					
The status of the claim(s) is (or will be) as follows:					
Claim(s) allowed:					
Claim(s) objected to:					
Claim(s) rejected: <u>1-8</u> .					
Claim(s) withdrawn from consideration:					
8. The drawing correction filed on is a) appro	oved or b) disapproved by th	e Examiner.			
D. ☐ Note the attached Information Disclosure Statement(s)(PTO-1449) Paper No(s)					
0.⊠ Other: <u>See Continuation Sheet</u>					

CHARLES GOODMA PRIMARY EXAMINE Continuation of 10. Other: It appears that claim 5 has been rewritten in independent form including all the limitations of the intermediate claims at the time of the Final Rejection. Since the subject matter of claim 5 would not raise new issues and since claim 5 would still be rejected in the same manner as set forth in the last Final Office Action, the proposed amendment has been approved for entry for purposes of appeal.